

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

KEVIN TERRANCE DAVIS

PLAINTIFF

v.

No. 4:20CV55-RP

SUPERINTENDENT M. TURNER, ET AL.

DEFENDANTS

**ORDER GRANTING PLAINTIFF'S MOTION
FOR VOLUNTARY DISMISSAL OF DEFENDANT
WARDEN LEE SIMON**

This matter comes before the court on the motion [33] by the plaintiff for voluntary dismissal of defendant Warden Lee Simon. As the defendants have not been ordered to answer, the instant motion [33] is **GRANTED** under Fed. R. Civ. P. 41(1)(A)(i), and defendant Simon is **DISMISSED** without prejudice from this case.

SO ORDERED, this, the 25th day of October, 2021.

/s/ Roy Percy
UNITED STATES MAGISTRATE JUDGE